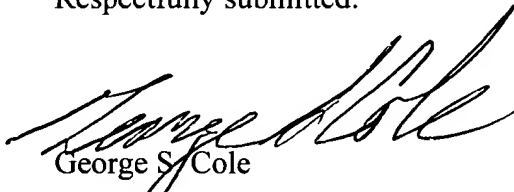


REMARKS

The Examiner cited as prior art a cursory review by Zeichick of some preliminary and theoretical work by the applicant. Submitted along with this application is the material which was available to Zeichick, which is believed to be superior to the indirect and incomplete reference used and cited by the Examiner. This is a FAQ sheet ('Frequently Asked Questions') which was posted on the World Wide Web at the time Zeichick was writing his article. It was by identifying the problems, and the theoretical concerns, that applicant was able to direct his work to finding a solution, and that solution, rather than the questions and problems which preceded it, is the subject of the current application. What Zeichich discloses is a reference, and an incomplete one, to a theory; what the application and invention disclose, is an implementation of that theory which is useful, novel, and non-obvious. Part of applicant's difficulty has been, and remains, the problem of people substituting their understanding of the prior art for his teaching of the invention.

If the Examiner has any questions concerning this case, please direct the inquiry to George S. Cole at (650) 556-9510.

Respectfully submitted:



George S. Cole
Reg. #40,563



In Re Application Of: David O. McGoveran |
Serial No. 09/476,711 |
Filed: Dec. 30, 1999 |
For: A Declarative Method |

Examiner: Andre Boyce
Group Art Unit: 2163
Atty. Docket No: McG-003
Date: July 25, 2002

THE COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

SIR: Transmitted herewith is an Amendment for the above application.

☒ Small entity status for this application under 37 CFR §1.9 and 1.27 has been established by a verified statement previously submitted.

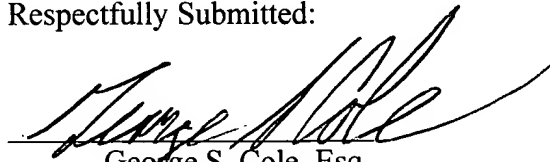
☒ Extension of time as necessary is requested and a check for the required fee is enclosed.

☒ The Commissioner is herewith authorized to charge payment of any necessary fees, or credit any overpayment, to Deposit Account 50-0705 associated with this communication for any related purpose, including: (A DUPLICATE COPY OF THIS SHEET IS ENCLOSED)

☒ Any additional filing fees required for presentation of extra claims

☒ Any extension or petition fees.

Respectfully Submitted:


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EXPRESS MAIL CERTIFICATE

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I hereby certify that the following documents:



- Cover letter;
- Response to Office Action;
- Duplicate for Fee Authorization from deposit account;
- Marked-up Amendment of Application;
- Clean-text Amended Application;
- Cited document, "The Zero Management Initiative" FAQ sheet;

and,

- itemization of what was received by the US PTO

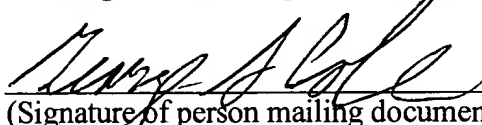
are being deposited in a single envelope with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and such envelope is addressed to:

Commissioner for Patents

Attn: Examiner Andre Boyce, Art Unit 2163

Washington, DC 20231.

George S. Cole, Esq. PTO #40,563


(Signature of person mailing documents)

#3

A DECLARATIVE METHOD FOR BUSINESS MANAGEMENT



David O. McGoveran, Boulder Creek, California

U.S. CLASS 434/108, 109; 364/148.01, 148.02,

SEARCH CLASSES: 434/108,109; 364/130, 148.01, 148.02, 148.04-09; 149-158, 160;
364/468.01-03; 705/1,30;

<Version with markings to show changes made; additions are in angled brackets, as regular
brackets are in the original text; deletions are scored out.>

Abstract: This invention details a method, and a device incorporating the same, for managing dynamic processes, specifically including businesses. The Zero Management Method integrates operations, goal measurement, performance, and feedback (on both the results and processes) by specifically declaring what is to be sought, rather than merely what is to be done. It obviates problems created by past methods which focused on projections, incorporated unstated assumptions, and prevented adaptation of means to goals and constraints experienced when an operational model diverged from the real world.

TITLE OF THE INVENTION

A DECLARATIVE METHOD FOR BUSINESS MANAGEMENT

CROSS-REFERENCE TO RELATED APPLICATIONS

Not Applicable

STATEMENT REGARDING FEDERALLY SPONSORED RESEARCH OR DEVELOPMENT

Not Applicable

BACKGROUND OF THE INVENTION

1. FIELD OF THE INVENTION

Business management has been traditionally viewed as a ‘soft’ art, subject to all the vagaries of human capacities and behavior. Corporations and other organizations, irrespective of the precise status of their legal existence, have been the continuously-modulated expression of their human employees’ interactions with each other and external circumstances. While each organization was (when viewed from the outside) theoretically a collection of behaviors with defined goals, constraints, and activities, in practice, it was only the shadow of actions of the individuals who at that time were its constituents.

Yet organizations and corporations persist over and past the tenures of their individual human constituents. They develop patterns and knowledge which are transmitted to and through their human actors. If not now, in the near future, we will see autonomous and automated agents implemented on computers acting for and on behalf of

businesses. To the extent that these patterns and knowledge can be captured and transmitted, they are capable of being shared throughout any organization and across organizations. <To the extent that such patterns and knowledge can be defined and determined, each such combination is a business process which is used to manage that particular subset of the owning entities' overall operations. Calvin Coolidge recognized this in his aphorism: "The business of America is business." So, too, the science of management is the management of business processes, even more than the management of the business' operations.>

This embodiment of the invention recognizes that for any business entity, and most particularly for those which extend beyond a single individual, a method of business management can be adopted that both creates greater attunement to current reality and operates to lead towards the entity's objectives. Furthermore, this method focuses on explicit and measurable progress rather than intuitive and innumerate operations and so can be more readily and rapidly improved upon or adapted to changing circumstances, both external and internal. Accordingly, while this method is stated as one for active managing of a business operation, it is also suitable for analysis of a business operation. Moreover, it can be used for any of manufacturing, process, or service businesses as long as their goals and operations can be specified as set forth below.

Most business entities have been functionally organized with a greater-or-lesser degree of hierarchical organization, wherein a first, higher, operating level tells a second, lower level what to do. This approach focuses on specifying for the 'subordinate' the details of his or her tasks, while leaving implicit the goal of such tasks. <The tasks which are detailed are basically transformative of inputs to outputs; they lack self-referentiality and any awareness of context. The operative is usually seen as a 'cog', or a fungible entity; one worker is considered equivalent and replaceable by another — a verity which flies directly in the face of human individuality.> It also leads to a great deal of separation between the knowledge of the ultimate purpose of any operation and the knowledge of how such purpose is in fact being attained. Process information is at best implicit and

often is neither recorded nor tracked. To a certain extent the business entity becomes its own 'black box' insofar as the capability of any one level to determine how well it is in fact functioning depends entirely upon the correct reporting up, down, and across the hierarchy or other management structure. Accordingly, though the preferred embodiment of this invention is stated for a single business entity, it can be applied to more than one, by handling any particular grouping as a 'black box' whose inputs and outputs, but not internal logic or operations, are all that need be measured and accounted for.

There have been many flaws found with the hierarchical, functionally-organized, traditional business management method. Solutions have been suggested ranging through the theoretically esoteric "management by objective" approach, to the 'total quality initiative', to the more recent pop-valued "Ready. Fire. Aim" of popular business-management author Tom Peters. These solutions, while they have provided generations of consultants with work and fees, have not been adopted, for the most part, due to a number of flaws. Not the least of which is the lack of a means for instantiating such in a verifiable logical structure or using a non-human computational testbed. When your only means to simulate a new method is in the real world and failure is the price of any flaw, experimentation and testing becomes crisis-driven rather than proactive.

One approach in the prior art is referred to as the 'balanced scorecard' approach. However, this is a purely passive measurement divorced from action, and is furthermore not capable of modifying itself to meet internal flaws. Both of these weaknesses are eliminated in this implementation of the invention.

Two similar concepts, the first of building parallel, distributed systems, and the second of closed-loop control, come from the related fields of computer science and operations research. However, each mandates as part of their approach a single, rigid, and unitary solution to a particular problem, whose success depends solely on the original correctness of the model's meeting the real world. Since all models are by necessity and human limitations both inadequate and incomplete, and since the real world changes over time, these two methods lack the flexibility and adaptability of this embodiment of the

invention. <The approach used in most current implementations for modelling business operational processes is the 'AI' or 'Expert System' implementation of a rule-based programming environment that is not self-referential but works on an human-designed and internally-symbolized model of the real-world transformations and actions, which are then encapsulated in a boundary-checking procedural-based constraint program before being allowed to interact with the real world.

In computer science, an alternative methodology for programming known as the 'declarative paradigm' has been developed which allows functional operation without the prerequisite of detailed procedural control. A brief description can be found in J. McDermid, Software Engineer's Reference Book, CRC Press, 1993, ISBN 0-8493-7766-8. The declarative method is an instantiation of formal logic in a constrained environment which enables the control and operation externally to the description of the functions and operations. In a computer, such instantiation occurs in such languages as PROLOG and in many databases; in a business, such instantiation occurs in handbooks detailing the standard operating procedure (SOP) for handling business events. The structure of the presentation and/or operation is provided in a format that is explicit yet external to the functions which comprise the method, and the instantiation of the particular values into the variables distinguishes each 'run' of the paradigm from the abstract expression without operation. A rudimentary example of a declarative method is the checklist. Each operation, or function, that must be performed is listed as an objective (e.g. 'Start Engine'), but the particulars of how to accomplish that operation are not prescribed in detail. The order of performance is expressed neither by and within each operation nor by explicit handing-off from one operation to the next but through the place each operation has been given (first in the list, second, etc.). The procedural approach, however, requires explicit control over the timing of every step and, if there are multiple actors, over the timing of their interactions (requiring each actor to either have the entire copy of the method and a shared timing means, or to have to wait until they are handed the checklist, or their subordinate portion and an sub-portion timing). A declarative approach could

provide a set of individual actors with a separate checklist specific to the subordinate operations for each individual actor, each checklist containing the preconditions for starting work and the required postconditions for handing over information, and allow the actors to intercommunicate and resolve priorities and timing individually or on an ad-hoc basis.

While a particular instantiation of the declarative paradigm may be a computer program or as stable media (written or audio checklist, audio-visual instructional tape, or human-interactive, multimedia support PDA program), that instantiation is distinguishable from both pure logic (or mathematics) and mental steps by its existence in and as a discrete and reproducible form, without requiring repetition of the incorporated functionality. A checklist may be photocopied, and need not be performed to be duplicated; a computer program can be duplicated byte-by-byte from one stable recording media to another, yet not run. Instantiation of a declarative method creates a template for operations and functionality, which template can be duplicated, examined, stored, and otherwise handled outside of its context and operational environment. The same is not and cannot be true for either pure logic or a mental set of steps.

Similarly, a business process, when embodied into a duplicable and stable medium, can be copied without having to be repeated; it can also be analyzed, examined, or otherwise considered without having either to be repeated or without requiring the underlying transformative processes being managed to be similarly abstracted and detailed. One can, in principle, recursively define succeeding narrow steps (and thus more closely-aligned with reality operations) by layering such instantiation; the problem up until now has been that doing so often leaves the actual operations forever lagging the transformative changes in the real world by the excessive human discovery, design, and implementation time cycles. >

The method proposed in this embodiment of the invention turns the traditional approach inside-out. It has the advantage over the traditional 'functional' approach of making crucial process information both measurable and explicit, rather than being left

implicit. It has the second advantage of making the process information available to any element within the hierarchy (subject to message capabilities of the entity as a whole). It has the further advantage of letting the process and the results be measured for efficiency, enabling the distinction between performance and results which allows for finer-tuned management that no longer can as readily mistake good fortune for efficient use of resources. It has the still further advantage of allowing simulative rather than real-world testing of alternative methodologies and strategies, thereby creating an environment supportive of experimentation and advances. And it has the advantage of bringing the organization fully into the information economy by instantiating the organization as information (as to goals and processes and knowledge combined), allowing a full and measurable capitalization of the human experiences which represent the real wealth of the new economy.

A further advantage of this method (a corollary of the third advantage mentioned above) is that it mitigates the risk and decreases the costs of learning by experience, both for each individual employee (at any level) and for the organization as a whole. Incremental, granular, operational responsibility can be tied more directly to both results and the processes by which such results were obtained, thereby allowing the evolution of finer-grained and subordinate rules for particular new situations. As this method produces both richer (in detail and number) and finer (in precision of both operation and feedback measurement) rules for operation, the entity as a whole grows effectively 'smarter' about both the external environment and about its own internal processes and interactions with said external environment, by developing through inference appropriate rules of behavior. Accordingly, the risk of a catastrophic failure affecting the entirety of the entity decreases with the spread of the new rules. So, too, decreases the risk of similar catastrophic failure for the entire system by the failure of any one particular operation or rule, or contradiction between any two rule sets. Failure of a rule at one level (whether of omission, i.e. the rule does not fire because the constraints and conditions were not properly stated or measured, or of commission, i.e. in failing to model the external world

correctly) is less likely to cause failure of its parent rule. In one sense, this method empowers individual employees in the most strategic fashion appropriate to their operational capabilities and responsibilities.

A still further advantage of this method is that the increasingly fine granularity of the rules minimizes the cost of developing and testing proposed rules at a level above their proper scope, since each level inherits automatically the constraints and conditions of its predecessor and superior level. Any failure that occurs as a consequence of a developed rule being tested creates feedback that may be used, as claimed below, to redefine the higher level's constraints and actions so as to increase the chance of success for the higher-level rule. In short, the lower-level failure becomes feedback that improves both the lower and higher level's performance, over time.

Another further advantage is that the feedback process automatically provides insight into the performance and reporting between levels, thus allowing internal processes as well as external interactions to be observed. Because business objectives are stated as explicit goals, the business entity as a whole can accurately now measure its performance with far greater consistency and directly-focused applicability. Among the assessments that can be made are (this list is meant to be inclusive and exemplary, rather than exclusive): (1) accurate assessment of the risks of any decision or action at the level wherein such is made; (2) accurate assessment of the contribution of any rule towards the overall goal, with a minimum-cost / maximum benefit assessment of that rule in context being feasible; (3) accurate assessment of the deviation risk for any particular rule set, if the employees responsible for its implementation do not accurately implement the actions directed by their superiors and the current business situation(s); and, (4) accurate assessment of the relative efficiency of (a) the rule sets, and combinations of rule sets, which are active at distinct granular levels of the business entity; and (b) the cost/benefit incurred or gained by implementing finer-tuned rules and engaging in further hierarchical delegation of the current rule set, including in such assessment the increased frictional cost

of additional information-passing around and amongst levels of the hierarchy as a consequence of such delegation.

2. DESCRIPTION OF THE RELATED ART

At present management is generally hierarchical, process-oriented, and backwards-looking. Management is hierarchical in that directions and decisions flow downwards while information flows upwards, with coordination between or across levels happening despite, rather than as a part of, the formal management process. Review of a business' processes, that is, of its entire reason for existence and practices, are directed by the higher levels rather than evolving out of the events experienced 'on the line', that is, by those individuals in contact with the world outside the business.

Similarly, management is process-oriented in that managers tell subordinates what they should be doing, and even how they should be performing their tasks. Managers act as the brains, while subordinates act as the muscles (in part due to the historical evolution of larger-scale businesses from the earliest manufactories). The evaluation of the processes themselves, rather than the performance of the subordinates, is generally both limited and occurs only as a meta-level activity, though the venue of the 'suggestion box' provides at least a limited feedback channel.

Finally, management is backward-looking in that a new period's expectations are driven by the data of what happened in the past. Each quarter's activities are guided by projections from the records of the performance during past quarters (or longer periods). Production is driven by anticipated or projected sales, rather than by accumulated orders or proposed developments. Sales quotas are set by analysis of the past economic data concerning potential customers. The history of businesses operating in the era of mass production resembles the course of a vehicle being driven backwards with the driver peering into his rear-view mirror, with all the course-corrections, hesitations, false moves, and occasional crashes one could expect from the process of backing into the future.

Three common methods of management currently are, (a) Management by

Objective; (b) Statistical Management; and (c) Work-flow Management. These are briefly summarized below.

In Management by Objective, managers set goals (objectives) which their subordinates must meet. The grounds for the goals, the consequences of attaining (or failing to attain) these goals on the rest of the business, and more detailed measurement beyond succeed/fail, are not considered pertinent in this approach. Subordinates are unable to examine (and possibly correct) mistaken assumptions which may lie behind the goals, erroneous processes which may interfere with attaining them, or suggest alternative goals which may better serve the grounds underlying the goals. Moreover, the feedback as to the effectiveness of this approach, being limited to a single value (succeed/fail), either requires such specificity and particularity in the goals as to make record-keeping too burdensome, or makes the records so indeterminate as to the quality of the processes by which the goals were attained in any given period that those records will not help improve future performance.

In Statistical Management, as many elements of a business' performance, and of the external world's conditions, as can be stated in objectively measured elements, are placed into some numerical (ordinal or otherwise) value. Then the performance of the business is guided by the need to meet or otherwise explain these numbers. The largest two problems with this approach are: (1) there is no way to apply a self-correcting mechanism for failure to accurately state a value at any time, so inaccurate projections cannot be distinguished from failed performance; and (2) there is no way for the management to distinguish which of multiple approaches actually explains attaining the numerical values, making it impossible to do anything but guess as to which process that produces the numerical values also produces a superior business value. (For example, a sales volume requirement may have been met by stuffing a channel or by failing to meet unexpectedly high demand, but the volume alone cannot tell which occurred.) Even when augmented with statistical forecasting and modeling techniques, statistical management techniques fail to connect statistical values with operational procedures. In addition, they

are not self-correcting, they do not encourage improvement of the model over time, do they do not provide fine-grained control, and they remain deeply mired in the historical trends rather than anticipating future requirements so as to allow agile response to changes.

Finally, a Workflow Management approach specifies the pattern of behavior that the individuals working in a business will engage in, usually in a temporal or causal sequence (production of a sub-part preceding production of the whole item that will be sold). The intention in this approach is to focus on the 'critical path' of events that must occur for an entire process to succeed. However, failure at any critical point leaves the entire business scrambling 'out of model' for alternative solutions and represents a breakdown of the management process (at least in a theoretical sense, though all too often also in a very real sense). Additionally, workflow models of a business are quite restrictive in that they do not directly incorporate any of the following: reverse flows (as required, for example, by manufacturing rework), conditional iteration, hierarchical workflows, or complex branching, and omit many other real-world business process flows. Instead, these must be indirectly and partially modeled, which results in a costly misalignment between the Workflow Management and business practice.

All of these weaknesses in current management practices are the consequence of separating process information from the feedback experienced when the business activities meet the real world conditions. All three of these separate decision support (tracking of information about what occurred, relating the same to what was done, and predictive or analytical modeling) from decisive action, leaving the business prone to unexpected errors (subsequently explained away or covered up, depending on internal 'political' agendas of the subordinate managers), surprising and unexploited successes, or the vagaries of chance synergy between reality and model, rather than the conscious correction of the latter to the former.

Because the Zero Management Method avoids this separation (in fact, it actively seeks integration of these elements), it avoids these flaws.

SUMMARY

The Zero Management Approach, because it focuses on stating goals and incorporating feedback that continuously updates a business's model to the real world, is an approach that integrates transactional practice (how events occur), operational practice (how the business functions), and informational practice (what is done with the knowledge generated during transactions and/or operations). The information about a process (how it is to be done), its expectations (what the process is meant to attain), its context (what the real world conditions are actually like), and its results (what actually occurred), is integrated into the business model as these elements are known. Furthermore, the Zero Management Approach, by integrating the feedback into the business processes themselves, forms what can be described as closed-loop decision making, in which objectively-stated expectation leads to effort leads to result leads to feedback leads to improved objectively-stated expectation.

By stating the goals of a business in declarative form, wherein the goals are specifically stated as measurable objectives, and the means for attaining the goals in similar declarative form as rules, wherein the internal and external real-world conditions are used as preconditions that, when met, allow the rules to actuate, and then repeatedly circulating through the rule sets (with each rule actuating only when it is logically, that is, 'true' for it to do so), a business can focus on attaining its goals rather than on how it is acting. <For each sub-process that transforms one or more inputs into one or more outputs, a capacity for dynamic use, alteration, non-use, or even removal is instantiated, so that the entire business process itself becomes a dynamic optimization of a set of transformational processes.> By further allowing the modification, deletion, and creation of new rules, and new rule sets, to meet or correct for increasingly detailed specifications, newly-perceived real-world truths, newly-determined business goals, and newly-encountered internal contradictions, a flexible, adaptive, and dynamic method for business management can be realized which minimizes risks, allows for the capitalization of human

knowledge, and moves from a production-push to a demand-pull method of management suitable for the modern era. As authority, responsibility, and accountability are delegated in a linked fashion to attainment of business objectives and subordinate objectives, internal and external flaws or differences between the business' internal model and the external reality are more accurately tracked and correctable with a minimum of management.

If instantiated upon a computer, the amount of detailed interaction and management that is needed to meet with real-world complexity and differences between projections, models, anticipations, and reality, are reduced. Moreover, continuous and incremental improvement at the most appropriate level of granularity of measurement and action can be devised and adapted through experience rather than having to be entirely pre-planned and specified. Furthermore, because the implementation can be both incremental and from either top-down or bottom-up approaches, an organization can adapt to the new method in that fashion most suitable to its current situation. And, finally, as the method can use logical contradiction as a means for improvement, rather than experiencing the same as a systemic or local failure, it can handle problems that other methods cannot, particularly if implemented upon a computer system.

< BRIEF DESCRIPTION OF THE DRAWINGS

Figure 1 is a graphical representation of how a business adapts current operational wisdom to this embodiment of the invention.

Figure 2 outlines the major steps of the method described in this embodiment of the invention.

Figure 3 is a general outline of how a computer program, or a device, for instantiating this embodiment of the invention can be created out of pre-existing, state of the art tools.

Figure 4 is a graphical representation of the process flow that might result from this embodiment of the invention for a particular dynamic process (or business).

Figure 5 is a graphical representation of how, upon experiencing the logical contradiction set forth in Figure 4, the preferred embodiment of this invention uses the feedback to modify the method at the level where the contradiction is experienced. >

DESCRIPTION OF THE SEVERAL VIEWS OF THE DRAWINGS

This embodiment of the invention and its features, aspects, and advantages will be better understood by reference to the accompanying drawings illustrating a preferred embodiment, in which:

Figure 1 is a graphical representation of how a business adapts current operational wisdom to this embodiment of the invention. “Managers” (1) identifies those human individuals within the business who have operational knowledge. Using any means to capture and represent this knowledge (2), each such individual will generate “Decisions” (3), which are then formulated (4) into one or more “Business Rules” (5). These are then combined across and through various levels (6) to form “Business Processes” (7), which are invoked and driven by outside events (8). As the evolution from human to incorporated knowledge progresses, these ‘standard operating procedures’ form a “Business Auto-Pilot” (9), whose performance can be monitored by and against (10) specified metrics (11). Deviations, lapses, or improvements in performance when analyzed (12) are then used to refine and tune (13) any or all of the Decisions, Business Rules, or Business Processes (14).

Figure 2 outlines the major steps of the method described in this embodiment of the invention. In the first step (15), the objectives of a dynamic process (in this Figure, a for-profit business) are stated as measurable Goals. The Goals stated in (15) form a subset describing the objective of growing the business. In the second step (16) each production or process rule which drives growth of sales is stated as a condition plus

action; according to (16), customers will have orders shipped when the item is in stock, but if the item is not in stock, a new one will be produced. In the third step (17), the delegation of duties relevant to obtaining customers and responding to customer orders is specified. The particular individual mentioned in (17) inherits the condition as a goal of 'Obtaining New Customer' from the existing rule (an intermediate step, detailing 'North American Sales' as part of 'Sales' was left out of the drawing as one obvious to any practitioner skilled in the practice of sales or business delegation). In the fourth step (18), the operation of the method becomes automatic as the external world is compared to the conditions stated in the Rules and the data concerning performance becomes updated as actions leading towards Goals takes place. The fifth step (19), is internalizing feedback by monitoring performance and the real world against the previously specified Goals, with specific handling of contradictions by internal modification until they are resolved.

Figure 3 is a general outline of how a computer program, or a device, for instantiating this embodiment of the invention can be created out of pre-existing, state of the art tools. The various software tools included in this Figure are generally available from a variety of vendors (e.g. Oracle, Sybase, Informix, Microsoft, < and > SAP). Moreover, their creation is now generally feasible to practitioners skilled in the art of computer programming for manifold dynamic processes, let alone for businesses; there are entire industries now established which can meet individual customer's desires.

Figure 4 is a graphical representation of the process flow that might result from this embodiment of the invention for a particular dynamic process (or business). One level of the business (20) delegates operational responsibility, authority, and accountability for a particular decision/action node (21) to a subordinate, and more finely detailed, level of the business (22). However, at this more finely detailed level a conflict is encountered when a logical contradiction is generated (23) when something is both true and false. Both sources of the contradiction can be clearly identified within the process flow known to < the subordinate, and more finely detailed, level of the business > (22). (<E. g. an>An order must be shipped to meet quarterly sales quotas,

though no product to fill the order exists.)

Figure 5 is a graphical representation of how, upon experiencing the logical contradiction set forth in Figure 4, the preferred embodiment of this invention uses the feedback to modify the method at the level where the contradiction is experienced, by modifying the process flow within < the subordinate, and more finely detailed, level of the business > (22) to include a new differentiation (between X and X') < (24) > that ensures that the otherwise-contradictory value X generates a different response than NOT X does.

DETAILED DESCRIPTION OF THE INVENTION

The Zero Management Approach is a method for organizational management that is declarative rather than procedural, that focuses on correctly stating the goals, actions, expectations, and external circumstances as they are and as they are expected to be, in a fashion that not only allows but supports continuous adaptation and refinement to match reality as it is rather than correcting for mistaken plans as they were implemented. < , through an emergent process whereby . a collection of declarative rules, which need not be explicitly or procedurally ordered by the business, and that anticipate possible conditions and desired actions, through an inductive mechanism give rise to the business process instance then used by the business. Using this method the business process scheme can be derived as a reporting function, rather than having to be pre-designed and implemented, and continually changed, as an explicit and fixed procedural implementation. > The method embodied in this invention is meant to apply to dynamic processes, i.e. processes that change the real world, including those changes which hold steady what otherwise would have changed.

The Zero Management Approach can be instantiated as a model of business organization, embodied in a computer program and applied to real-world problems of production, distribution, retailing, or service provision, or premanufactured and prepackaged and sold with the capitalization of extant business knowledge (operational

and procedural both) specific and relevant for any of a number of specific vertical markets for the rapid transmission of business knowledge to new participants previously unused to modern market-oriented economic activities. It may also be used to preserve and store human knowledge (of actions, measurement, processes, organization, behavior, and external conditions) to allow the effective and timely capitalization of such knowledge so as to prevent its being lost with the retirement, transfer, resignation, or death of skilled human employees and actors within an extant organization. This method shifts management from the projection and production 'pull' approach of the era of mass-production, to the demand-pull approach which is suitable for the new era of mass customization. It is anticipatory rather than projective, and thus minimizes the gaps between expectations (the model of the anticipated world) and reality. Furthermore, this method lets the real world conditions rather than projected anticipations govern the choice of actions, which allows changes to propagate on their own rather than requiring continuous and focused attention by management on how things are done and what actions are taken.

< This feature of anticipatory effect allows, if parallel implementations are created, the operation of hypothetical exploration of possible future alternative responses to proposed real-world changes (e.g. "how do we redirect shipments if the Minneapolis airport is snowed in?"; "how do we redirect shipments if the Suez Canal is closed?", and "how do we manage on-time payments if the main overseas cable links to London are unavailable?"), combined with the duplicability of the embodiment, would for the first time empower a user of the invention to investigate and prepare for future management challenges, instead of relying entirely upon an implicit assumption that the future will be a continuation of the past and met best by hindsight-driven methods.

This new method is not a redesign of any existing business process; it is not a correction of the parameters of a current instantiation; it is not a re-application of hindsight with human-provided new facts or presumptions. Instead of focusing on changing the current process or current definitions and subsequently discovering the

implications and consequences, this method focuses on changing the constraints and using induction to produce a better means to respond to such changes; it allows prospective, anticipatory, forward-looking, and most of all dynamic adaptation to the constantly-changing world.

The prior art in business management requires defining actions, or business tasks, without regard to how the task is actually accomplished, and contained at best poor encapsulation of the assumptions, context, and model linkages. It required knowledge of the business entity's start condition, and explicit statement and manipulation of the goals, process flows, alternative processes, conditions for selecting process choices, and that all of the above be explicitly stated.

In contrast, the present embodiment of the preferred form of the invention incorporates the explicit use of sets of condition rules to establish multiple valances of potentially contradictory logical axioms, incorporates a mechanism for resolving discovered or experienced logical contradictions through layered and minimalizing differentiation, and incorporates an emergent transitive flow for the underlying transformative processes. (In the prior art, all possible transitive flows for the underlying transformative processes had to be at least partially predetermined with all possibilities previously circumscribed.) This is because the emergent business process is not fixedly stated in a procedural fashion, or from a pre-envisioned and designed sub-set set forth by the system designer, but instead is found from a set of all possible transaction flows through operation of a feedback-driven adaptive means. Thus the emergent business process is more likely to be responsive to the current context (a major problem with the prior art specifically identified in Davis, et. al., p.4); does not require pre-definition of all goals (for one can be added later and a new business process derived); and lacks the fixed prioritization of the prior art, meaning that the entity can adapt to changed circumstances and environment (e.g. putting a higher value on clearly-traceable accountability over short-term profitability). Furthermore, because the present embodiment allows inclusion of self-referential mensuration, and specifically of the frictional costs of computation and

perfectibility of the overall business process flow, it remains measurably feasible and humanly usable; it is 'satisficing' rather than 'perfecting'. Finally, because corrections are implemented at that level of the business where a contradiction is experienced, the connection between rule granularity and potential risk is the same as the connection between authority and responsibility.

These latter features differentiate the invention from prior art. Prior art, as Davis acknowledges, did not presume a rapidly changing world but an essentially static one. In a changing world, measuring the cost of changing the business process against the costs of the existing mis-fittings between the model, constraints, and world can be as important as providing a means for adaptation. An already-implementable, somewhat imperfect anticipated business process adaptation may be superior to a perfect business process adaptation, if the cost (especially including lost time and opportunities) of the latter's design, analysis, planning, and implementation exceeds the difference in profitable result between the 'better' and the 'best'. >For clarity of disclosure, and not by way of limitation, the preferred embodiment of this invention is described in detail with respect to the operation of a business entity with distinct, differing, individuals and levels of operative responsibility. However, this invention is not so limited. From the following detailed description it will be apparent to one skilled in the art that this invention is applicable to entities as small as a single proprietorship and as large as the largest Fortune 100 multinational, publicly-held, corporation with layers of subsidiaries and clusters of cooperative and intertwined partnerships and subordinate corporations. Furthermore, it will be apparent to one skilled in the art that this invention is likewise applicable to dynamic processes in other fields.

For example, it can be applied to the management of a global multinational corporation with multiple national subsidiaries, all engaged in the production, distribution, and sales of technologically-undifferentiated, brand-dominated retail products in markets varying from mature to nascent, where the information about all aspects of the operation (from production through distribution to sales) are well-known and extensively analyzed

by itself, competitors, and third parties. It could also be applied to the management of a nascent operation devising and defining both a technologically-advanced service and the market(s), channel(s), and customer(s) for said technologically-advanced service, where no one knows quite what is being sold, to whom, how, or for what in exchange.

This method provides for the most direct (in terms of applicability at the appropriate information/decision context) and effective (in terms of modifying the method and operations of the business entity as a whole) means for managing that business's operations, bringing into the closest congruence past plans, present objectives, constraints, actions, and responses, and future goals. Implementation of the decision-making and feedback systems is not imposed by any internal teleological imperative but by the external constraints triggering automatically the responses deemed most appropriate.

Definitions

A "Goal" is a preferred, real-world position. Goals may be relative ("15% more sales than last year at this time") or absolute ("Gross Income in the next fiscal year of at least \$1,000,000.00"). A Goal has a truth value that the dynamic process is intended to change from false to true. A Goal may have a temporal mode, which in turn may be implicit, explicit, or undetermined (e.g. "Next year", "Next Quarter", or "Later".) Goals reflect the purpose of a dynamic process, that is, the change in actual state that the process is intended to bring about.

A "Rule" is defined as a pairing of Condition and Action. The triggering of any rule implicitly affirms that the Condition for that rule have been determined to be true, i.e. real. Both a Condition and a Rule may have zero, one, or more logically independent portions linked by any measurable operator.

A "Rule Set" is one or more Rules with at least one common Element, even if said common Element is only membership in the same Rule Set, gathered together.

A "Condition" is defined to be a particular factual circumstance in the real world, such as a market situation, a business event, or any other discrete and measurable happening or truth. Even an individual's decision (e.g. "It's time to start the fall inventory build-up") can become a Condition ("Time To Start Fall Inventory Build-up = NOW"). A Condition can be either a factual circumstance internal or external to a business or a dynamic process. A Condition can be quite complex, and can combine various factual circumstances, both conjunctively and disjunctively ("At least two out of three managers agree to sell the company, and the cost/benefit of doing so meets our guidelines, but the market is not temporarily depressed").

An "Action" is defined to be a particular dynamic operation that will in turn create a new particular factual circumstance. An "Action" can be, for example, a business event (e.g. "Order new inventory"), a request to a human for information or for a decision ("Should we use supplier A or supplier B?"), a decision to set a new Goal ("Increase sales by a further 20%"), or a decision to set a new constraint ("No expenses above \$5,000,000 may be authorized by anyone other than the president or treasurer"). Additionally, an "Action" can also include creation, modification, or deletion of a Rule (for example, when an internal contradiction is found).

A "Constraint" is a measurable value (such as the existence or non-existence of an item in inventory, the price of an item, or the presence of all necessary inputs for manufacturing an item) that must be satisfied, i.e. true, before a Rule incorporating that Constraint may be activated. The distinction between a Condition and a Constraint is that the condition permits a rule to activate if true, while a constraint prevents a rule from activating if true. (For example: "At least 20% of all sales by dollar value must come from products created within the past two years" is a Constraint.) The difference between a Condition and a Constraint may be in form ("If A is true" vs. "Only if not-A is not-true"); but it also may reflect how the dynamic process is to handle the real world problem of an unknown middle value that is not known to be either true or false.

“Measurable” means reducible to an objective and transcribable value. Measurable values include any numerical or ordered value, true or false value, membership of a set, any duration, or any particular mensuration. (“Sales of more than \$2,000,000”; “Sales greater than last year’s”; “from any EEC member”; “within thirty days of receipt of an invoice”; “weighing more than 30 tons”.) A value that must be determined by a human being is measurable only to the extent that either all such possible values, or the process(es) for such reduction (including the specification of the individual human responsible for completing the process) are specified. (E.g. “One can like, be neutral about, or dislike, the product; these are the only emotional reactions we care about.” “The wine is deemed salable for more than \$5 per bottle by the senior oenologist on site at the time of bottling.”)

“Delegation” is the assignment of responsibility, authority, and accountability for operational performance and reporting to a particular actor, whether human or automated.

An “Element” is any of a Goal, Rule, Rule Set, Condition, Action, Constraint, Measurable value, or Delegation.

In the preferred embodiment, the method in this embodiment of the invention is used for a dynamic process constituting a business, and consists of the following major steps:

First, the business’ objectives are explicitly stated as a set of measurable goals and constraints. The degree of specificity is directly commensurate with the authority of the deciding and acting individual. Stating a business objective includes as a necessary step defining a successful outcome (defining an unsuccessful outcome is optional, but stating either an unsuccessful outcome or a durational limit to satisfaction is recommended to ensure that the objective becomes accessible to the feedback process). These objectives are stated declaratively and (in the preferred embodiment) are stated so as to be suitable for reduction to a form of logic and instantiation on a computer. Though the latter step is

not necessary, it promotes operational efficiency, greater certainty, and speed in continued dynamic realization of the method.

For example, a business' objective might be stated as "Ensure that every communication is responded to within the same business day as it was received," [measurable goal] "in order of priority and using the closest similar method outgoing as was used incoming" [constraints]. An executive vice-president may institute a further objective "Only pass directly on to me a limited set of communications for my personal handling of the response" [measurable goal] "those communications being, in order of priority: from known customers, from other individuals in this business (superiors before peers before subordinates), from previously-established vendors offering new items or changing terms of price, payment, or delivery, or from my family" [constraints], and pass this secondary objective down to the office receptionist.

This step is the most important of all the steps, as it defines for the business entity the sandbox, the game in which it is engaged, and the distinctions between winning and not-winning (which may comprise continuing to play, losing, or both). Measurable goals are specifically stated in order to attain the following: (1) properly assess risks; (2) evaluate the minimum and maximum contribution of any rule to the overall goal; (3) determine the deviation risk for any particular rule set; (4) evaluate performance by any individual, against both their particular goals and the higher-level goals of the business; and (5) assess the relative efficiencies of (a) rule sets and combinations of rule-sets, and (b) finer tuning of subordinate rules, either new rules or new sub-levels of rule-sets (i.e. further delegation).

This step may be implemented from the top down, the bottom up, or any combination of both directions. Moreover, goal sharing, or overlap, both between disparate levels and across peer groupings, is explicitly permissible, thereby avoiding confrontation or race-condition problems.

Second, the means for meeting the business' objectives are stated as a set of rules. Each rule contains both a precondition and a response (also known as a condition and action). These rules are again stated declaratively; and they are stated as a set rather than in a hierarchy, thereby permitting their operation in any combination. However, the precondition of one particular rule may require the results of another rule, thus establishing their actual operation (in real-world circumstances) as a partially-ordered set (sometimes called a business process in the business community). This allows the business to continually modify its actual operation to the most effective set and dynamic pattern of operations by letting the real-world conditions, rather than an externally-imposed preconceived hierarchy of operations, dominate the business' behavior and interactions with the real-world through a dynamic, flexible, and adaptive model.

The identified actions of any set of rules become a set of objectives or goals which can be further delegated, and the means for meeting this further set of more detailed objectives can themselves be stated as a set of rules. This hierarchical process of defining delegatable objectives and the means for meeting them as a set of rules, the actions of which define further objectives, can continue to any degree of specificity or resolution.

In the preferred embodiment, any rule set will be incrementally augmented as more information about the real-world conditions and possible future states becomes known. Developed rule sets need not be consistent at a particular level, as long as mutually contradictory sets cannot be invoked by identical initial conditions. (The only differentiation could be a last-minute random determination as to which set to invoke.) Rules will be stated in a form that makes explicit why actions are undertaken and what is to be achieved, rather than focusing (solely or foremost) on what or how something is to be done. Process information is thereby made explicit rather than implicit and, because it is tied to measurement, susceptible to comparison and improvement.

For example, if one rule set for the receptionist were to state: 'Upon entering the office, institute action to return all telephone messages before proceeding to act on the day's e-mail', and a second rule set were to state: 'Upon entering the office, institute

action to return all e-mail messages before proceeding to act on to the day's telephone messages", these rule sets would be potentially inconsistent. Yet as long as a precondition is established to differentiate between them, no such contradiction would actually be encountered. (Examples of such a precondition might be: "Upon the vice-president's returning from an electronics forum, < use the rule granting priority to> e-mails ~~get~~ **priority**"; "On Tuesdays, < use the rule granting priority to > telephone messages ~~get~~ **priority** ", or "In the absence of any other guideline, randomly select a rule-set and stick with it for that day, to test the relative effectiveness.")

One advantage of this method is that, unlike a hierarchical approach where a contradiction becomes an irrecoverable catastrophe, in this method a contradiction without sufficient differentiation can be rapidly identified and becomes the opportunity to correct, redefine, and re-partition the rule sets so as to remove a flaw in the business' operational flow. For not only can a general rule for handling contradictions be declared, but that rule can include in its actions the imperative and processes for modifying the business' internal rule-set so as to obviate further instantiations of such a contradiction by developing the proper differentiations at the correct level. (For example: "If faced with contradictory rules, if your rank is below vice-president, pass the contradiction along to your superior with a request for immediate clarification of what rule to instantiate to obviate such contradictions in the future and, upon receiving such a rule, include it in your operational guidelines; if your rank is vice-president or above, immediately instantiate a differentiation or make a personal choice as to which rule set to apply, record your decision and grounds therefore in a memo to the president, and then follow the selected rule set.")

Third, operational performance of the rules, and responsibility for attaining the predefined goals and obeying the predefined constraints, are delegated throughout the business to specific individuals, other business units, or even to automated subsystems. Subordinate rule sets inherit conditions as constraints, and actions as goals, and responses

or actions as conditions. Superior rule sets receive responses as results. Peer rule sets receive responses as conditions. Delegation automatically occurs as goals and constraints are handed 'down' a hierarchy of actors. < (Though typically spoken of as delegation to a single actor, or multiple actors, delegation can be to any group or set of subordinate actors.) When a contradiction is encountered it is at the level where the operation will produce a real-world conflict, and the solution (differentiation) is created at the same level. > Throughout the business responsibility, accountability, and authority remain linked. This alone solves a great many business problems within any organization.

In the preferred embodiment of this invention, delegation has three distinct phases. A manager 'delegates' operations to the extent that he passes down rule sets and the responsibility for carrying out their dictates. A manager delegates authority to the extent that he passes down the ability to establish, modify, or delete rule sets. And a manager delegates accountability to the extent that he passes down the ability to alter measurements (or methods of measurement) of the predefined success or the measurement-process itself. The delegation and the resolution of inconsistencies is always done in a step-wise, localized fashion rather than broadly and vaguely across the hierarchy as a whole, since the delegation is tied directly to the particular rules, constraints, and measurements assigned to each individual rather than to their place in a hierarchy.

For example, the vice-president and receptionist both inherit the top-level objective ("Ensure that every communication is responded to within the same business day as it was received") as a goal, the constraints of that top-level objective ("in order of priority" and "using the closest similar method outgoing as was used incoming") as constraints, and apply these to their own rule-set and actions. Thus the receptionist will pass on to the vice-president only those messages meeting the conditions of the additional rule ("pass directly on to me a limited set of communications for my personal handling of the response") and handle the remaining messages; and both will respond within the same business day according to the constraints they are operating under. Failure to perform, or

the need to alter a rule (“What do I do when a U.S. Government attorney calls for you?”), are equally measurable and serve as the inspiration for amendment, creation, or deletion of a rule at the level where the need to meet the real-world complexity occurs.

Fourth, the business’ operation is made increasingly automatic, that is, responsive to external conditions rather than internal expectations, as the rule-satisfaction is made responsive to conditions as they exist in the real world and are applied to the rule-set(s). Actual implementation of business decisions and activities is governed by the satisfaction of the initial conditions for any particular rule or set of rules, which in turn initiates the operational process that produces measurable results. Even the failure to trigger a single rule, over time, can itself become the source of a rule and measurement; e.g. “If no sales of new product X are made within three months, cancel production of new product X.” In the absence of specific rules on priority for actuating other rules, the entire set is continuously examined against existing conditions.

For example, each new incoming message would trigger the precondition for the rule stated above (“Ensure that every communication is responded to within the same business day as it was received”). If more messages are received at one time than can be responded to, either the first condition (“in order of priority”) or second condition (“using the closest similar method outgoing as was used incoming”) may govern the response. A lower-priority message may be responded to before a higher-priority message simply because the higher-priority message would require an asset (e.g. the fax machine) which is currently tied up with another response. Or the receptionist may delay responding to an incoming message while transferring the sub-set meeting the appropriate preconditions to the vice-president for his handling, as the best means of meeting the overall goal of responding to every message.

In the preferred embodiment of this invention, the instantiation of the rule sets and data describing both internal operations and goals, and external conditions and reactions, is continuously updated to match the reality as experienced rather than

matching preconceived (planned) expectations. This prevents the disjunct between planning and reality that forces organizations into 'catch-up' or 'reactive' mode and best permits proactive or forward-looking behavioral patterns to emerge. As soon as any trend or dynamic can be observed and reduced to a declarative statement (e.g. 'sales of low-end shirts, defined as costing less than \$15, are down 20% over last year in the EEC') it becomes part of the rule set and can be used to govern future behavior, e.g.: 'If anticipated sales are down below \$Y0,000 in low-end products discontinue production contracts with high-cost, defined as > \$2.50 per shirt, mills located where shipping costs exceed 10% of the production cost.'

Fifth, feedback is internalized, and becomes linked with, rather than disparate from, operations, as the processes for creation, deletion, modification, and correction of both objectives and means (or goals, constraints, conditions, and actions) are declared as explicit consequences of rules governing the business. (For example: "If no objective is met within a day, new rules specifying objectives that can and will be met within a day will be created, unless existing rules can be further differentiated to specify objectives that can be met within a day", can be a rule for modification. "If sales of all products do not include at the end of the year 20% by dollar value from products created within the past twelve months from the date of sale, research and development will be increased by 10% and managerial bonuses at all sub-units not meeting such goal will not be authorized", can be a rule for correction. And "If two rule sets are contradictory and after a year no measurable advantage can be perceived for following either one, despite random testing of each, then one such set selected at random shall be deleted", can be a rule for deletion.)

In the preferred embodiment, modification of a goal is done by creating a condition that when detected by the same level as a goal causes that level to modify its own rules (self-modifying), rather than requiring intervention of a higher level of the hierarchy. <The induction of a business process from the collection of said rules; and the dynamic

representation of that induced business process, creates a model for the business to follow which continually changes as the collection of rules, objectives, goals, constraints, conditions, and actions changes; in short, the model rather than being static unless modified by the human actors, is dynamic and thus responsive to the changes in the real world as they affect the business process.>

Because the business' success, and thus that of the individual(s) acting on its behalf at any particular point, has been defined by measurable goals (i.e. actions inherited from superior levels), as soon as a point of failure (and the extent of the failure) becomes clearly identifiable, at the same time that it specifies where the corrective measure should best be taken. This internalization of feedback produces a number of particular benefits.

First, the element of surprise accounting disappears, as events are monitored with regard to the real world rather than projected assumptions. Second, the disjunction between the levels of authority to act, operational failure, and accountability for failure, common to many current businesses, disappears. For if conditions are not satisfied (so no action took place) the level at which the conditions were incorrectly stated can be determined; while if conditions were satisfied but the action failed operational responsibility can be determined; and if conditions satisfied contradictory rule-sets the need for differentiation and instantiation of adequate differentiation can be determined and are automatically established at the appropriate level, that being where the inadequate differentiation became perceptible.

Second, since any failure creates its own feedback (whether the failure arose from inadequately determining real-world conditions, failure in operational action, or failure in adequate differentiation), the method adapts to both internal and external weaknesses and thus continually improves in a dynamic and flexible fashion. Changes are incremental and propagate throughout the organization (conditions being inherited and results being transferred upwards and sideways) with a minimum of supervision and hierarchical interference.

Third, the amount of risk experienced is reduced to the minimum possible at that particular level of specification. Because the rules are incrementally, and granularly, resolved the risk of rule (and thus process) error is decreased. Both the overall risk of a systemic rule failure, and the particular risk of a rule's firing (or not firing) are reduced; the former because the process information is made explicit and measurable, the latter because the failure is both accountable and can be isolated to the particular level of that rule's operation.

Fourth, the risk of delegation and increasing specification is reduced. The more granular, that is, the more particular the rule set of a subordinate level, the more feedback can improve that level without modifying a higher level and (through such upward modification) risking destabilizing or creating contradictions within a second, peer, level of operations. By distinguishing between operational failure and rule failure a distinction between business assumptions, the real world conditions, and human performance becomes possible, allowing for corrective measures to be aimed at the precise weakness.

Fifth, composite goals can be met by being shared rather than dictated to disparate subordinate pieces. For example, a goal of maximal growth can be shared to five equal sub-divisions, each growing to the limit they can (dictated by external conditions and internal performances), without the higher-level manager having to either try to attain equal growth across all sub-divisions, overload himself with supervisory detail, or focusing on a particular sub-division to the exclusion of the other (and risk guessing wrong about the one most capable of lifting the entire group's performance).

< Sixth, since the method dynamically manages a process, particularly a business process, and presumes a changing world, rules, rule sets, constraints, elements, objectives, goals, or other parts of the model may be designed and incorporated even though they anticipate conditions over which there is little or no control (i.e. non-deterministically). These anticipatory efforts to pre-construct steps for handling future contingencies may be included even though there is no particular belief that they will in fact occur, or that such are needed. A rule to handle the exchange of funds in the event one of the parties'

funds are unavailable would be one such example; a rule which many of Enron's suppliers or partners may well have deemed unthinkable in advance. Such anticipatory management can take place even though the hypothetical is non-projective, that is, even though the condition is not and cannot be based on history, trend analysis, or other deductive and traditional management theory reasoning. A major advantage of this sort of 'hypothetical preconditioning' is that truly disruptive changes, which by their nature cannot be predicted, may nevertheless be both anticipated and managed should they occur. As all prior art is fundamentally predictive and deterministic in its base (problems are defined and solutions pre-set), this ability to include anticipatory but not logically predictable response possibilities is a major advantage.

>

In the best embodiment of this method, the modification of goals is done by creating a condition that requires the level of operations where that goal is specified to send a message that requires the goal to be modified, rather than forcing the message to pass upwards and the consequential modification of the goal to be passed downwards through the hierarchy. This is the equivalent of 'flattening' a hierarchy and putting decision-making operation, authority, and accountability into the hands of the employees best able to perceive both the need for and the direction of desired change. This closed-loop decision making, where action, measurement, correction, and reporting are all integrated, reduces the management effort required to the theoretical minimum and, as long as the model meets reality, to zero.

< Although the present invention has been described chiefly in terms of the presently preferred embodiment, it is to be understood that the disclosure is not to be interpreted as limiting. Various alterations and modifications will no doubt become apparent to those skilled in the art after having read the above disclosure. Such modifications may involve other features which are already known and which may be

used instead of or in addition to features already described herein. The algorithms herein are not limiting but instructive of the embodiment of the invention, and variations which are readily derived through programming or mathematical transformations which are standard or known to the appropriate art are not excluded by omission. Accordingly, it is intended that the appended claims are interpreted as covering all alterations and modifications as fall within the true spirit and scope of the invention in light of the prior art.

Additionally, although claims have been formulated in this application to particular combinations of steps or elements, it should be understood that the scope of the disclosure of the present application also includes any single novel step or element or any novel combination of steps or elements disclosed herein, either explicitly or implicitly, whether or not it relates to the same invention as presently claimed in any claim and whether or not it mitigates any or all of the same technical problems as does the present invention. The applicants hereby give notice that new claims may be formulated to such features and/or combinations of such features during the prosecution of the present application or of any further application derived therefrom.

>

I claim:

1. A method for <dynamically > managing a process <through an emergent and inductive approach that anticipates possible conditions and desired actions, > comprising:

declaring an objective of said process as a set of measurable goals and constraints;
stating <for each objective at least one corresponding and applicable> ~~as a means for accomplishing said objective,~~ set of rules:

wherein each rule in said set of rules contains both a condition governing that rule's actuation, and that rule's action when said condition is met; and
wherein said set of rules may act in any combination, subject to the limitation that the condition of a particular rule must be met before said particular rule's action may occur;

testing each rule against conditions both internal and external to said ~~dynamic~~ process, as <such conditions> ~~they~~ exist in the real world, without specifying the order of testing, unless the order becomes governed by the actuation of at least one rule whose precondition governing its actuation becomes satisfied, ~~and actuating a rule when its condition is met;~~

<actuating a rule when its condition is met;> and,
delegating

the objective as declared in a set of measurable goals and constraints,
the corresponding <and applicable> ~~means for accomplishing said objective, stated as a set of rules,~~ and,
responsibility for attaining said objective and for ~~performing said means,~~
<testing, actuating, and further delegating said objective and rules>,

to <at least one> a specific actor, wherein <each said> ~~the~~ specific actor
inherits from all superior actors conditions as constraints, and actions as goals; and,
passes upwards

all actions as instantiations of conditions, and
all information necessary for altering any objective when said
objective does not conform to the real world.

2. A method as in Claim 1, wherein each of the steps of declaring, stating, testing,
<actuating,> and delegating, are done in a declarative method suitable for reduction to a
form of <formal> logic.

3. A method as in claim 1, wherein each of the steps of declaring, stating, testing,
<actuating,> and delegating, are instantiated in a computer program.

4. A <general-purpose computer programmed to implement> ~~computer implementation~~
of the method specified in Claim 1, comprising:

instantiation of said method in a <computer program> ~~form of logic manipulable~~
~~by a computer~~; and,

implementation of said < computer program > ~~instantiation~~ on a particular
computer, having:

inputs reflecting real-world conditions , ~~transformed into said form of logic~~
~~by said computer~~ ;

outputs reflecting actions and information, transformed ~~from said form of~~
~~logic~~ by said computer into actions and human-readable information,
respectively;

said computer <program> ~~implementation~~ operating in conjunction and interactively with
a human responsible for said ~~dynamic~~ process.

5. A method as in claim 1, further comprising the additional step of:

internalizing feedback for both performance and process by incorporating into the method, so as to better match said process to the real world or to correct logical contradictions created or encountered by the method, steps ~~means~~ for:

creating,

differentiating,

modifying, and

deleting,

any ~~element~~ < objective, goal, constraint, set of rules, or rule>.

6. A method as in claim 5, wherein each of the steps of declaring, stating, testing, <actuating,> delegating, and internalizing feedback, are done in a declarative method suitable for reduction to a form of < formal > logic.

7. A method as in claim 6, wherein each of the steps of declaring, stating, testing, <actuating,> delegating, and internalizing feedback, are instantiated in a computer program.

8. A < general-purpose > computer ~~implementation of~~ <programmed to implement > the method specified in claim 5, comprising:

instantiation of said method in a ~~form of logic manipulable by a computer~~ < program>; <and, >

implementation of said ~~instantiation~~ <computer program > on a particular computer, having:

inputs reflecting real-world conditions, ~~transformed into said form of logic~~
~~by said computer~~; and,
outputs reflecting actions and information, ~~transformed from said form of~~
~~logic~~ by said computer into actions and human-readable information,
respectively;
said computer program operating in conjunction and interactively with a human responsible
for said dynamic process.

9. A method for < dynamically > managing a ~~dynamic~~ process comprising:

declaring an objective of said process as a set of measurable goals and constraints;
stating, ~~as a means for accomplishing said~~ <each> objective <at least one
corresponding and applicable> a set of rules:

wherein each rule in said set of rules contains both a condition governing
that rule's actuation, and that rule's action when said condition is met; and
wherein said set of rules may act in any combination, subject to the
limitation that the condition of a particular rule must be met before said
particular action may occur;

testing each rule against conditions both internal and external to said ~~dynamic~~
process, as <such conditions> ~~they~~ exist in the real world, without specifying the
order of testing, unless the order becomes governed by the actuation of at least one
rule whose precondition governing its actuation becomes satisfied; ~~and~~
actuating a rule when its condition is met; and,
delegating

the objective as declared in a set of measurable goals and constraints,
the corresponding <and applicable> ~~means for accomplishing said~~
~~objective, stated as a set of rules~~, and,
responsibility for attaining said objective and for <testing said rules>
~~performing said means~~,

to <at least one> a specific actor, wherein <each> said specific actor
inherits from all superior actors conditions as constraints, and actions as
goals; and,
passes upwards
all actions as instantiations of conditions, and
all information necessary for altering any objective when said
objective does not conform to the real world;
and,
internalizing feedback for both performance and process by incorporating into the
method ~~means~~ steps for:
creating,
differentiating,
modifying, and
deleting,
any objective, goal, constraint, set of rules, or rule ~~element~~.

10. A method as in claim 9, wherein the step of internalizing feedback for both
performance and process by incorporating into the method ~~means~~ steps for creating,
differentiating, modifying, and deleting, any objective, goal, constraint, rule, rule-set, or
delegation, further comprises:

using the occurrence of a logical contradiction created or encountered by the
method to improve the method by:
identifying the two or more ~~elements~~ <objectives, goals, constraints, sets
of rules, or rules> that produce the logical contradiction, and,
using said ~~means~~ steps for
creating,
differentiating,

modifying, and

deleting,

any ~~element~~ <objective, goal, constraint, set of rules, or rule,> to produce a distinct new method lacking any logical contradiction.

11. A method as in claim 10, wherein the ~~means~~ steps used to produce a distinct new method lacking any logical contradiction preferentially avoid altering the delegation above the level in which said logical contradiction occurred.

12. A device for transforming knowledge into managerial guidance that can replace an individual human possessing particular process knowledge with <a dynamically> ~~an~~ adaptable <device> ~~structure~~ accessible by a second individual human, said device comprising:

means for transforming said particular process knowledge by:

declaring an objective of said particular process as a set of measurable goals and constraints;

stating, as a means for accomplishing said objective, a set of rules:

wherein each rule in said set of rules contains both a condition governing that rule's actuation, and that rule's action when said condition is met; and

wherein said set of rules may act in any combination, subject to the limitation that the condition of a particular rule must be met before said particular action may occur;

testing each rule against conditions both internal and external to said dynamic process, as <such conditions> ~~they~~ exist in the real world, without specifying the order of testing, (unless the order becomes

governed by the actuation of at least one rule whose precondition governing its actuation becomes satisfied); ~~and~~ actuating a rule when its condition is met; and, delegating

- the objective as declared in a set of measurable goals and constraints,
- the corresponding means for accomplishing said objective, stated as a set of rules, and,
- responsibility for attaining said objective and for performing said means,

to <at least one> a specific actor, wherein <each said> ~~the~~ specific actor inherits from all superior actors conditions as constraints, and actions as goals; and,

- passes upwards
- all actions as instantiations of conditions, and
- all information necessary for altering any objective when said objective does not conform to the real world;

and,

internalizing feedback for both performance and process by incorporating into the method, so as to better match said ~~dynamic~~ process to the real world or to correct logical contradictions created or encountered by the method, means for:

- creating,
- differentiating,
- modifying, and
- deleting,

any ~~element~~ <objective, goal, constraint, set of rules, or rule, to produce a distinct new method lacking any logical contradiction>;

means for storing said particular process knowledge, once transformed;
means for accessing said particular process knowledge, once transformed;
and
means for modifying said particular process knowledge.

<13. A method for inducing a business process from a set of defined conditions, constraints, rules, and elements comprising a model of the real world, said method comprising:

declaring an objective of said business process as a set of measurable goals and constraints;

stating, as a means for accomplishing said objective, at least one set of rules:

wherein each rule in said set of rules contains both a condition governing that rule's actuation, and that rule's action when said condition is met; and

wherein said set of rules may act in any combination, subject to the limitation that the condition of a particular rule must be met before said particular action may occur;

testing each rule against conditions both internal and external to said business process, as such conditions exist in the real world, without specifying the order of testing, (unless the order becomes governed by the actuation of at least one rule whose precondition governing its actuation becomes satisfied);

actuating a rule when its condition is met; and,

delegating

the objective as declared in a set of measurable goals and constraints,

the corresponding means for accomplishing said objective, stated as
a set of rules, and,
responsibility for attaining said objective and for performing said
means,
to at least one specific actor, wherein each said specific actor
inherits from all superior actors conditions as constraints, and
actions as goals; and,
passes upwards
all actions as instantiations of conditions, and
all information necessary for altering any objective when said
objective does not conform to the real world;
and,
internalizing feedback for both performance and process by incorporating
into the method, so as to better match said process to the real world or to
correct logical contradictions created or encountered by the method, means
for:
creating,
differentiating,
modifying, and
deleting,
any objective, goal, constraint, set of rules, or rule, to produce a distinct
new method lacking any logical contradiction;

14. A method as in Claim 13, for dynamically representing an business process induced
by said method, further comprising:

creating and maintaining a dynamic and self-referential representation of said
induced business process within said model; and,

changing said dynamic and self-referential representation as and in accordance with each change in the set of defined conditions, constraints, rules, and elements comprising said model.

15. A method as in Claim 1, for dynamically managing a business process, further comprising:

including at least one anticipatory defined condition, constraint, rule, or element, thereby creating a model of the world which is differentiated from the currently known state;

even if such anticipatory defined condition, constraint, rule, or element is neither based on any history, trend, or deductive reasoning approach, nor supported by any particular reason to believe it will occur, nor believed that such is needed. >